

**Chairman and ED's Report: Thursday, January 27, 2000**

**1. Call to Order.**

PAT: Call on DEBBY.

**2. Public Comments.**

PAT: This is the time on the agenda set aside for public comment to the Commission on matters NOT on tonight's agenda.

**3. Minutes of Last Meeting.**

PAT: Are there any changes or corrections to the minutes for November's meeting?

Needs MOTION and SECOND; VOICE VOTE.

**4. Chairman's Report.**

PAT:

Supervisor Ed Simas who has been elected Chairman of the San Joaquin County Board of Supervisors has appointed a new representative for the County, Supervisor Steve Gutierrez.

I am sorry to announce that AJ Yates, the Commissioner representing the Department of Food and Agriculture has resigned from State Service. He has been on the Commission since its first meeting in January 1993 and has contributed a great deal to the preparation of the Commission's regional plan and its ongoing program. We will really miss him.

We have a new Commissioner representing the Department: Steve Shaffer, who has been working with AJ on key issues including loss of agricultural land and the CALFED program.

To express our appreciation of his participation, a draft resolution of appreciation was included in your packet--there is also a resolution of appreciation for Ed Simas. I would appreciate a MOTION and SECOND on both resolutions; then VOICE VOTE.

The Commission has scheduled a public meeting to discuss development of a strategic plan on Thursday February 24, 2000 here in the Jean Harvie Community. All Commissioners should try to attend; members of the public are also invited.

The Commission's next regular meeting will be on Thursday, March 23, 2000 at the Jean Harvie Community Center.

## **5. Commissioner Comments/Announcements.**

PAT: Are there any Commissioner Comments or Announcements?

## **6. Attorney General's Report.**

PAT: Call on Dan Siegel. We have a guest--Matt Rodriguez (who took Rick Frank's place).

## **7. Executive Director's Report.**

PAT: Call on Margit

MARGIT: You have at your seats a brief memo that describes staff activities since the last meeting. In your packets you received:

- Pending Projects Memo
- Updated memo describing CALFED Category III Grants

Are there any questions about these items?

## **8. Comments on CALFED Stage 1A Actions: South Delta**

PAT: The Commission will consider and possibly adopt comments on CALFED Phase 1A actions in the South Delta (Contra Costa and San Joaquin Counties).

Call on Margit: The Commission received a briefing from Stein Buer of the CALFED staff on this matter at the November meeting. The Commission asked that the Commission's CALFED Subcommittee review a draft letter for consideration by the full Commission. The CALFED Subcommittee met and discussed this matter and has forwarded the letter in you packet for consideration

PAT: Are there any questions of staff?

PAT: Are there any comments from the Subcommittee members?

PAT: I will open a public hearing; are there any public comments?

PAT: I will close the public hearing and bring the matter to the Commission for discussion.

[Needs MOTION, SECOND: and VOICE VOTE.]

## **9. Comments on CALFED Governance Proposal.**

PAT: The Commission will consider and possibly adopt comments on the Governance proposal to create a new agency to carry out the CALFED Program after the Record of Decision is final. Creation of the proposed new entity would require State and federal legislation.

Call on Margit.

MARGIT: This item was discussed at the November meeting and again, the Commission asked that the Subcommittee on CALFED issues review the proposal and suggest comments for full Commission consideration at this meeting. The Subcommittee did meet and discuss the draft comments before you.

PAT: Are there any questions of staff?

PAT: Are there any comments from the Subcommittee members?

PAT: I will open a public hearing; are there any public comments?

PAT: I will close the public hearing and bring the matter to the Commission for discussion.

[Needs MOTION, SECOND: and VOICE VOTE.]

## **10. Comments on the Proposed North Delta National Wildlife Refuge.**

PAT: The Commission will be briefed by Fish and Wildlife Service staff on the 47,500 acre preferred alternative located in Yolo and Solano Counties. I want to welcome Richard Hadley and Tom Harvey.

I would like to first hear ask if there are questions about the staff report;

then hear the presentation from FWS and allow **questions** from the Commission about the presentation only;

then allow public comments and

finally bring the matter back to the Commission for discussion of comments on the proposed refuge.

[Call on Margit]

MARGIT: I just wanted to point out the MAP prepared by staff which shows the entire Legal Delta; the Primary Zone in BLACK; the boundary of the preferred alternative in ORANGE. The areas in the Bypass are shaded blue. This map also shows public and nonprofit-owned lands in the Delta.

PAT: Are there any questions of staff regarding the staff report?

PAT: I would like Tom Harvey and Richard Hadley to make their presentation at this time.

PAT: I will open a public hearing; are there any public comments?

PAT: I will close the public hearing and bring the matter to the Commission for discussion. I would like to start the discussion by hearing from Supervisor McGowan from Yolo County.

---Please give direction to staff about the advisory comments to be drafted and forwarded to the Fish and Wildlife Service.

[Needs MOTION, SECOND: and VOICE VOTE.]

#### **11. Consideration of 1999 Annual Report.**

PAT: The Commission will review and possibly adopt the annual report for 1999 for submittal to the Governor and the Legislature.

Call on Margit.

MARGIT: As you know, the Commission is required to submit an annual report to the Governor and the Legislature. I would like to make two corrections: on page 11, Pat McCarty represents the Central Delta Water Agency and on page 16, add acquisition: on December 29, 1999 the Army Corps of Engineers acquired Little Holland Tract.

PAT: Are there any questions of staff? Corrections? Items to Add?

PAT: Are there any comments from the Subcommittee members?

PAT: I will open a public hearing; are there any public comments?

PAT: I will close the public hearing and bring the matter to the Commission for discussion.

[Needs MOTION, SECOND: and VOICE VOTE.]

## **12. Consideration of Propositions 12 and 13 (Water and Parks).**

PAT: The Commission will review and possibly adopt positions on two Propositions on the March 2000 ballot.

Call on Margit.

MARGIT: For your consideration are the ballot pro and con arguments regarding Props 12 and 13. One is for water projects and one is for parks. The Commission may take a position on either or both of the propositions.

PAT: Are there any questions of staff?

PAT: Are there any comments from the Subcommittee members?

PAT: I will open a public hearing; are there any public comments?

PAT: I will close the public hearing and bring the matter to the Commission for discussion.

[Needs MOTION, SECOND: and VOICE VOTE.]

## **13. Adjourn.**

**Resolution 00-01**

**RESOLUTION OF APPRECIATION AND GRATITUDE**

**A. J. Yates**

**WHEREAS**, A. J. Yates has worked at the Department of Food and Agriculture for eight years; and

**WHEREAS**, the Director of the Department of Food and Agriculture selected Commissioner Yates to represent the Department on the Delta Protection Commission; and

**WHEREAS**, Commissioner Yates was sworn into office at the first meeting of the Delta Protection Commission on January 29, 1993; and

**WHEREAS**, Commissioner Yates has contributed to the protection of the Delta as a member of the Commission by conscientiously attending and actively participating in Commission meetings during his tenure, sharing his knowledge of the State's agriculture issues and actively suggesting policy direction which respects the uniqueness of the Delta and seeks to balance the land uses of the Delta; and

**WHEREAS**, Commissioner Yates has served on two Commission Subcommittees overseeing Budget and Finance matters and issues related to CALFED providing leadership, insight and guidance to the development of the Commission's budget, annual work plans, and positions relating to the CALFED planning program; and

**WHEREAS**, after eight years of service with the Department of Food and Agriculture, Commissioner Yates has retired from State service and will be leaving the Delta area for lands further south;

**NOW THEREFORE BE IT RESOLVED** that the Delta Protection Commission does hereby unanimously express, on behalf of the entire Delta region which it serves, its deepest appreciation and gratitude to Commissioner A. J. Yates for his generous and distinguished service.

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Patrick N. McCarty, Chairman

Resolution 00-02

**RESOLUTION OF APPRECIATION AND GRATITUDE**

**Edward A. Simas**

**WHEREAS**, Commissioner Simas served on the Delta Protection Commission from 1994 through 1997, and was reappointed to the Commission on February 9, 1998; and

**WHEREAS**, Commissioner Simas shared his knowledge of matters of concern to the residents of San Joaquin County; and

**WHEREAS**, Commissioner Simas helped ensure that the actions of the Commission would protect the interests of San Joaquin County and its residents in reviewing issues of importance to the Delta community; and

**WHEREAS**, Commissioner Simas has attended the Commission's meetings during his tenure as a Commissioner and has additionally served as a member of the Commission's Budget, Finance and Administration Subcommittee; and

**WHEREAS**, Commissioner Simas was recently elected to the Chair of the Board of Supervisors and due to the press of those duties is unable to continue as a member of the Commission;

**NOW THEREFORE BE IT RESOLVED** that the Delta Protection Commission does hereby unanimously express, on behalf of the entire Delta region which it serves, its deepest appreciation and gratitude to Commissioner Edward A. Simas for his generous and distinguished service.

Patrick N. McCarty, Chairman